App F IX 4

Previous References (1945 mc) mc File No 82-45
Serial Nos 8, 9
(See No. mc-10-44-114, 115 is also Contained in this record)

Later References
mc/10-45 105, 106

GENERAL AND REVENUE SECRETARIAT

Serial Nos Two

Part B for Sept-45

SUBJECT

Re: Posting of Mr Chandulal, as Revenue Officer of B'lore City mcley.

L - 957

10th Sept 45

Directs that the Pay of Mr. Chandulal may be drawn from immediately -

To

The mc Comm B'ely
Thro the PDr
The Comptroller

Cal
26/2

6329
L

Letter no AS-C.549/42 dt 28-3-45 from the Ml Commr, Bcy, stating that while recording the notification placing the services of Messrs Chandulal & Chodappa at the disposal of the Bcy Govt, they have resolved that Mr Chodappa be appointed as one of the Assessing Officers & that Mr Chandulal be not appointed as the Rev officer as the Govt have already proposed the appointment of their own man to the said Post

1) The Govt has stated that he has already received intimation from the Dy Comm, Hassan Dt to the effect that Mr Chandulal has been directed to hand over the charge to the Taluk Shirastedar & to report himself for duty at the Bcy Hqrs

2) He has suggested that a suitable reply would have to be sent to the Rev Comm & the Dy Comm Hassan Dt in case it is proposed to order modify the original proposals submit for orders.

30/3 3) Govt order regarding the revision of settlement in lands situated in Municipal Limits

issued on 28 11 1944
Four months have elapsed and
the order could not be given effect
to for want of Assessing Officer
being actually posted for the work
The order posting Messrs R Chandulal
& Co Chowdhry to Bhowanipur
has not also come into force, as
the incumbent has not joined duty as yet
In the meanwhile the Govt have
resolved to take over the powers of the
Mr Chowdhry & not those of Mr Chandulal
in whose place they want to appoint their own
nominee as Receiver Mean
The order of Court in this case was passed
after considering all the aspects and after
consulting the then President of the Corp
of the Bhowanipur Wards. Having regard to
the fact that Mr R Chandulal has been
already relieved of his duties at Manjanbund
directed to report himself for duty at
Bhowanipur Wards, no modification of the
orders already passed appears called for
4) for orders
Law Secy
31 3 45

C.S.D.
725-9
31-3-45

1632/2

ML-10-44

5) 92 is neither necessary nor advisable to modify the order as that stage

ws
31-3-45
for

OFFICE OF THE FOR REVENUE
No 3892
Dt. 2-4-45

6) Say that the previous orders of the Govt will not be modified for 2/4

ws
2-4-45

7) Dft letter above for approval

8) Submit with a draft letter for appl

KKB-
3/4

9) Approved above
3/4/45

SL 45 To the MC Comm, Bihar, thro DO
No L9933 Dt 4-4-45

States that Govt see no reason to modify their orders already passed in the hearing

Letter No AD-C 349/42 Dt 7-4-45 from the MC Comm, forwarding for information a copy of the resolution of the meeting Dt 22-3-45 in the matter.

£32/6 6732 V 723/-

Submitted for approval
The Mr Comm was already informed
that Govt see no reason to modify
the orders already passed in the matter
as per orders of the Minister in Para
6 ante.

Like 19/4) The question seems to have been considered again at the meeting of the Council on the 23rd with. Lytton in the chair & that resolution will be sent to Govt

Last sentence illegible

Ref No 15-C 341/42 dt 1-5-45 from the Mr Comm, forwarding for [illegible] Copy of the resolution passed by [illegible] against the [illegible] of Govt in the matter

the Mr Cl have re-iterated their previous resolution & resolved that Mr Chandulal should not be taken on duty - that his pensions not be disbursed out of the funds & that orders about Mr Chandulal has been taken to duty by the Mr Comm. He requests early orders in regard to the disbursement of his pay -

Will be submitted for orders

7231 ಕೆ ಎಸ್ ಎಸ್ 1/K

File No

Continuation Sheet | Current No | of | Page

1. In connection with the revision of assessment on lands and buildings in Bangalore city sanction was accorded in G.O. No. L.S.S.157-3-M1 10-'44-33, dated 28-11-44, to the employment of two officers of the status of Amildars in the city Municipality with the direction that one of the posts may be filled up by the appointment of the present Revenue Officer of the Municipality as Assessor, while for the other a Senior Amildar be posted and it was proposed to post two Amildars from the Revenue Department, one of them being appointed as an Assessor and the other as a Revenue Officer in place of the present Revenue Officer who would be posted as Assessor

2. Accordingly Messrs R. Chandulal and N. Choodappa Amildars were posted to the Bangalore city Municipality against the posts of the Assessor and the Revenue Officer. Both the Amildars have joined duty in the city Municipality

3. The city Municipal Council have taken Mr. Choodappa, Amildar to duty, but they are not in favour of taking Mr. Chandulal, Amildar, to duty even though he gave his duty report on 9-4-45, as they want to appoint their own nominee (i.e. Mr. N. Annadanappa B.A. LL.B. Retired Superintendent) as Revenue Officer

4. As Government had passed definite orders after considering all aspects of the question in this office letter No. L.9933, dated 4-4-45 the

Municipal Commissioner was informed that the previous orders of Government would not be modified

The city Municipal Council have not yet given effect to the orders of Government. They have again reiterated their previous resolution in regard to the appointment of their own nominee as Revenue officer and they have further resolved that the pay of Mr Chandulal Amldar should not be disbursed out of municipal funds As Mr Chandulal has already resigned himself rightly there may not be any point in the city Municipal Council insisting on their old resolution which was not approved by the Government

(9) The Municipal Commissioner will be informed that the city Municipal Council may be advised to give effect immediately to the orders of Government already passed in this behalf after due consideration of all the aspects of the question

10) The arrangement as now settled was evolved after consulting the then President of the Municipal Council and the acting municipal Commissioner Rejee is invited to para 9 of 10 of the note in the file Under these it was arrived at as a matter of compromise and the attitude of the Municipal Council is anything but satisfactory The Municipal Council might be asked to give effect to the orders passed

Lawley 11/7/43

4) The attitude taken by the Municipal Committee Chairman & Secretary Members of the Civil Service Officers & the Municipal Committee Chairman may be asked to clarify his position immediately & to confirm his resignation

11-7-46

Municipal Committee

2a) 18/7

Letter 18/7 Dft attached for 18/7 us

2b) Send with a draft letter for approval

18/7

Secretary for 18/7 us

5) Have we not to decide what Salary & allowances have got to be drawn & disbursed to Mr Chandoo Lal Pen: Officer otherwise, how will the Comptroller issue instructions Please note & resubmit Sd

xxx 24/7

F. L. Sft & P H
Date 18-7-46
No. 276

WD 02139—GI B—20,000—26 2-45

Subd

2b) Mr Chandulal will draw the grade pay of the Amaldar, plus the allowance attached to the post of the Revenue Officer Bansakhre cum Municipality

A Khatdeh
Done
26/7

b) Mr Siddhanath, Revenue Officer was drawing an allowance of Rs 50- p.m

51.5
25/7

2f The collection No MI 10-11-42 wherein the question of the allowances of the Revenue Officer is discussed, is put up

a) The draft letter already put up has been added to as at A above & submitted at page 25 supra

Noted 26/7/45

3) There should be a definite G.O on this point. What is the allowance to be paid to him? What were his predecessors getting

Done
26/7/45

(0&0)

3) In accordance with G.O. No. L 802-3/III 12-36-112, dated 20-7-37, a Conveyance allowance of Rs 25- p.m and a duty allowance of Rs 25- p.m (in all Rs 50- p.m) is attached to the post of the

Notes of Mr K Chandulal as Revenue Officer Dadu alone etc Immaterial

Revenue Officer, present Mis-
-sion, Siddalingappa, the existing
Rev Officer of the Mly was drawing
an allowance of Rs 50/- p.m
3) Mr Chandulal as Revenue Officer
can file the present Application as
also of Rs 50/- per month like his
predecessor for getting any increase
he should apply to the Municipal Council
who have to approve of the enhanced
amounts and then it should be separately
sanctioned by the Govt
34) No such reply to the Mly's Cmr
as the above reference Sir Shyam
Sundar's letter

2/7/45

35) The present Rev Officer has been
posted by Govt and he reported
duty on 9.4.1945 He has
not been paid his salary as Govt,
on the ground that in posting
him, Govt have deprived the
Municipality of the opportunity
of exercising their powers vested
in them under the Act & that
it amounts to curtailing their
freedom of action & encroaching
on their rights &c

Revenue Officer — Municipality

C F 69]

Continuation Sheet | File No / Current No | of | Page

7.2.37

36) There are matters in which Govt have considered that it is not open to the Municipality to act in a defiant manner. It is likely that the Councillors may take some precipitate action to vindicate their rights but they cannot threaten Govt on his behalf. 586/747

37) Govt have financial control over the Municipality and they have appointed an officer to work there. The Municipal Comm is Govt's representative & he should be authorised to disburse the salary of the Revenue officer who is working there from 9.4.45 without getting paid for his services. On no account should he be made to suffer.

38) Draft reply to M. Comm's wire issued & copy attd. The action proposed to be taken may draw head to some agitation but it seems inevitable. It has to be faced.

Minister for Ed. & R.H. 7/8.

Dewan. 9/8/45

9/8

C of CE of T & C for Educational Purposes
Date 4.8.45
No 866

DEWAN'S OFFICE
7 AUG 1945
NO 744

C F 69]

Continuation Sheet | File No / Current No | of ✓ Page

Immediate

9/8/45

To The Municipal Engineer
Borabora City

L 957/M&S 2-45-9 D 10-8-45

Directs that the key of Mr R Chandulal
Revenue officer may be obtained immediately

Sd/-
B

C F 69]

Continuation Sheet | File No / Current No | of

BANGALORE CITY MUNICIPALITY

No A5-C 349/42 IMMEDIATE. MUNICIPAL OFFICES

Encl One Bangalore 28th March 1945

FROM

K. Subba Rao, Esq., B A ,
~~P. SURYANARAYANA SETTY ESQ., B.A., B.L.~~
MUNICIPAL COMMISSIONER
BANGALORE CITY

TO

C Narayanaswary Naidu, Esq , B A , B L ,
LEGAL REMEMBRANCER & SECRETARY TO THE GOVERNMENT
OF HIS HIGHNESS THE MAHARAJA OF MYSORE
LAW DEPARTMENT BANGALORE

SIR

Adverting to Government Notification No R.4900/L R 248-44-3 dated 17-1-1945, placing the services of Messrs R Chandulal, B A , and N Choodappa, B A , Amildars of Saklespur and Thirthahalli Taluk, respectively at the disposal of this Municipality, I have the honour to state that the said Notification was placed before the Council ~~for being~~ at their meeting held on 22-3-1945, while recording it, they resolved that Mr Choodappa, the junior of the two Officers be appointed as one of the Assessing Officers as directed in the Chief Secretary's Memo No R 4902 dated 17th January 1945 forwarding a copy of the Notification As regards Mr Chandulal, the resolution is to the effect that he be not appointed as the Revenue Officer of the Municipality since the Council have already resolved to appoint its own Officer for the post A copy of the resolution of the Council will be forwarded after it is approved by the President

In the meanwhile, a reference has just been received from the Deputy Commissioner, Hassan District (Copy enclosed) stating that Mr R Chandulal, Amildar of Manjarabad Taluk has been asked to hand over charge to the Taluk Sheristedar and proceed to join duty in this Municipality

In these circumstances, I solicit instructions of Government in the matter. If it is decided to modify the Government Notification as desired by the Resolution of the Municipal Council, suitable instructions will have to be issued to the Revenue Commissioner in Mysore, Bangalore and Deputy Commissioner, Hassan District, in the matter

I have the honour to be,
Sir,
Your most obedient servant,

K Subba Rao
Municipal Commissioner

Forwarded with compliments.

M A Gopalaswamy Ayyangar
Hon President 28/3/45

Letter No. SI-C 859/44-45 dated 24th March 1945 from the Deputy Commissioner, Kaggan Dist to the Revenue Commissioner in Mysore, Bangalore

---

Re Relief of Mr [illegible]. Chandoolal, Amildar, Manjarabad Tq.

With reference to your Memo No A1-2558/44-45 dated 19th January 1945, I have the honour to state that Mr A Chandoolal, Amildar of Manjarabad Taluk whose services are placed at the disposal of Bangalore City Municipality in Government Order No R 4900/R R 248-44-3 dated 17th January 1945, has been asked to hand over charge to the Taluk Sheristadar and proceed to join duty at the new station

---

"Copy"

- K Subba Rao

Municipal Commissioner

ksn

Revenue Commissioner in Mysore
Comptroller to Government

sr/6

GOVERNMENT OF HIS HIGHNESS

No. R-100. L-R 248-44-3

General a...

Dated, Bangalore 17 January 1945.

NOTIFICATION

The services of Messrs. K. Chandulal, B.A., and [illegible], B.A., Assistants of Chamarajpur and Thirthahalli Taluks respectively are placed at the disposal of the Bangalore City Municipality.

By Order,

Sd V. Vedavyasacharya

Chief Secretary to Government.

To

The Compiler, Mysore Gazette

Memo No. R 4902

Copy of the above is forwarded with compliments to the Municipal Commissioner, Bangalore City Municipality, with the intimation that the senior of the two officers may be appointed as Revenue Officer and the Junior as Assessing Officer.

By order,

For Chief Secretary to Government

Copy to L.S.G. Branch

Revenue Commissioner
Comptroller to Government

sr/6

PROCEEDINGS OF THE GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE

READ -

Correspondence ending with letter No A5-C 349/42 dated 10th November 1944 from the Municipal Commissioner, Bangalore City, stating that the Municipal Council, while agreeing with the suggestion that two Assessing Officers are necessary for the revision of the assessment on lands and buildings in the City, have at their meeting held on 10th October 1944 resolved that Government be requested to permit the Municipal Council to appoint one of their employees to one of the posts and that a Senior Amildar may be posted for the other place and requesting sanction to the resolution of the Municipal Council

---

ORDER NO L-5151-3-ML-10-44-33

Dated, Bangalore, the 28th November 1944.

Sanction is accorded to the appointment of two officers for the revision of assessment on lands and buildings in Bangalore City under Section 68 of the Mysore City Municipalities Act, 1933. One of the posts will be filled up by the appointment of the present Revenue Officer of the Municipality as Assessor, while, for the other, a senior Amildar will be posted

2 The expenditure in this behalf including the establishment required therefor will be met entirely out of the funds of the City Municipal Council

3 Separate orders will issue in regard to the posting of (1) an Amildar to the City Municipality as Assessor and (2) another Amildar as the Revenue Officer of the Municipality

For Secretary to Government,
Law Department

To

The Municipal Commissioner, Bangalore City, through the President Bangalore City Municipality
" Revenue Commissioner in Mysore
" Comptroller to Government

sr/6

Appendix F G—1]

SUBJECT

A6

Section

File No 10-4-4

Serial No 115

Diary No of letter replied to

No L-9933

General and Revenue Secretariat

( )

the 194

To

The Mil Commr, B Cd,
Mid East

Sir,

Date of issue 4/4/45

Signed by

with reference to your letter No A-5-C-549/42 Dy 28/2 March 45 requesting that the orders of Govt communicated in Govt No E-5151-3, Ind; 10-44-3 Dy 28-11-44 sanctioning certain arrangements in connection with the revision of assessment on Lands & Buildings in the cities may be modified so far as it relates to the posting of an Amildar as the

List of enclosures

Copied by

Examined by

WD 0741—GPB—15 000—30-10-44

Rev officer of the city may
that maybe
& the ms el, permitted to appoint
their own officer to the Post as
originally proposed, Drawn
directed to state that the Court
see no reason to modify
their orders already passed in this behalf

Thank etc

for
Registrar

L 9934
WK

44/45.

Copy to the Secretary for
information

for
Registrar

Copy to Asst Registrar

CH
3/4/45

BANGALORE CITY MUNICIPALITY

No A5-C. 349/42.

MUNICIPAL OFFICES

Encl

Bangalore 7th April 1945

FROM K. Subba Rao, Esq , B A ,
MUNICIPAL COMMISSIONER
Bangalore City

6732

11 APR 1945

C Narayanaswamy Naidu, Esq , B A , B L ,
Legal Remembrancer and
Secretary to Government,
Law Department,
Bangalore

SIR

In continuation of this office letter No A5 C 349/42 dated 28-3-1945, seeking instructions of Government in the matter of taking Mr Chandulal on duty as the Revenue Officer of this Municipality, as per Government Notification No. R 4900/L R 248-44-3 dated 17-1-1945, I have the honour to forward herewith a copy of the resolution of the Council dated 22-3-1945 in this behalf for the information and orders of Government in the matter

I have the honour to be,
Sir,
Your most obedient servant,

Municipal Commissioner

Forwarded with compliments

Hon. President 9/4/45

mlt

Proceedinga of the meeting of Council dated 22-3-1945

26. Government Notification No' R.4900/L R' 248-44-3 dated 17-1-1945 placing the services of Messrs. R Chandulal, B.A., and V. Choodappa, B A , Amildars, at the disposal of the Municipality for appointment as Revenue Officer and Assessing Officer

Mr. K M. Naganna wanted to know if the Council had agrees to the posting of two officers from the Revenue Department as the Notification had mentioned the names of two amildars'

The Commissioner informed the House that the Council had agreed for the appointment of two assessing Officers; one being the present Revenue Officer of the Municipality and the other, an Amildar to be sent by Government There would be a vacancy of the Revenue Officer and the Government had said that of the Two Amildars they were sending the senior who might be posted as Revenue Officer and the Junior as Assessing Officer. If this was accepted, Mr Chandoolal would be the Revenue Officer, and Mr Choodappa. the Assessing Officer

Mr K.M Naganna observed that since they had agreed to the appointment of two assessing officers, they might agree to the posting of Chowdappa as Assessing Officer and as regards the vacancy of Revenue Officer they might send up their own proposals and not take Mr Chandoolal to duty

Mr H C Suryanarayana Rao said that such interference on the part of the Government was not proper and just The person posted as Revenue Officer should not be allowed to take charge It was not known why the Government should interfere with their powers in this manner The Council would fill up the Revenue Officer's place and the Government should not interfere with them

Mr C N Narasinga Rao observed that due to delay in the assessment work, the Municipality had lost a good deal They should take steps to see that thes work was started immediately So the Government Order Might be recorded with the observation that the Municipal Council had no objection to take Mr Choodappa on duty and as regards the Revenue Officer's place, the Council would make its own arrangements, since the appointment of Revenue Officer vested in the Council

The President informed the House that in 1943 the Government had framed rules regarding the appointments and this appointment vested in the Council but it had to send up its recommendation for the formal approval of Government The procedure was for the Government to send a panel of names in case they wanted Revenue Department Officials to be posted and it was left to the Council either to appointment any one of them or make their own choise Unless this Government Ordeer was modified the Municipal Commissioner would be bound to take the other Amildar on duty as Revenue Officer

Mr A J Khaleel observed that there was no need to go on postponing things by raising all sorts of objections

Then the Government Order was recorded with the following resolutions -

(a) That Mr. Choodappa be appointed as one of the Assessing Officers and

(b) That Mr Chandulal be not appointed as Revenue Officer

MC 82-45-8

BANGALORE CITY MUNICIPALITY

No A5-C 349/42 MUNICIPAL OFFICES,

Encl one *Bangalore* 1st May 1945

FROM

K SUBBA RAO Esq B A
MUNICIPAL COMMISSIONER
BANGALORE CITY

GOVT & P I CLCY 7231

To

C Narayanaswamy Naidu, Esq , B A , B.L ,
Legal Remembrancer & Secretary to Govt
Law Department, Bangalore

SIR,

With reference to your letter No L 9933/M1 10-44-115 dated 4-4-1945, stating that Government see no reason to modify their orders already passed regarding the posting of Mr R Chandulal, B A , as the Revenue Officer of this Municipality, I have the honour to state that Mr R Chandulal reported himself to me in the forenoon of 9-4-1945 and I permitted him to join duty here The letter received from Government was placed before the Council at their meeting held on 23-4-1945, when after some discussion they re-iterated their previous resolution and resolved that Mr Chandulal should not be taken on duty and that his pay should not be disbursed out of Municipal funds This resolution was passing inspite of my pointing out to the Council that Mr Chandulal had already joined duty in the Municipality

I enclose herewith a copy of the resolution for favour of obtaining the orders of Government In this connection, I wish to add that if no early orders are passed authorising me to disburse his pay, Mr Chandulal would be put to serious inconvenience and hardship

I have the honour to be,
Sir,
Your most obedient servant,

K Subba Rao
Municipal Commissioner

rded with compliments

A Gopalaswamy Iyengar
Hon President
2/5/45

ksm

Proceedings of the Bangalore City Municipal Council Meeting dated 23-4-1945

Urgent Subject No 2 -

Government Notification No R 4900/L R ,248-44-3, dated 17-1-1945 posting Mr. R Chandoolal as the Revenue Officer of this Municipality. Also duty report of Mr Chandoolal and the Commissioner's note thereon

1) The Commissioner informed the House that the Council had resolved that Mr Chandoolal should not be taken on duty, but since he had received orders from Government that he should be taken on duty, he had taken him on duty

2) Mr M K Narayana Iyengar moved that "This Council reiterates its previous resolution and resolves that Mr Chandoolal may not be taken on duty and that his pay shall not be disbursed out of municipal funds

3) Mr G Nanjappa seconded it

4) Mr M K Narayana Iyengar observed that this was a fight between the Municipal Council and the Government as to who was the proper authority to make such appointments Excepting the Commissioner, the Municipal Engineer and the Health Officer, all the other appointments were under the jurisdiction of the Council. There was no reason for the Government to interfere in such matters

5) Mr H. C Suryanarayana Rao supporting the above said that if Government pressed and persisted, they should all resign

6) Mr A J Khaleel opposing the above said that it was not worthwhile for them to fight with Government on such matters For everything they had to approach the Government and hence it was not desirable that they should oppose Government There were bigger issues calling for their attention on which they might fight with Government if they differed from them

7) Mr K Shamaraja Iyengar supporting the proposition said that this question involved the question of appointment of the Revenue Officer, Who was the authority to appoint the Revenue Officer had to be defined In this case it was clear the power of appointment vested in the Council and it was not right for the Government to thrust another over the head of their resolution On a similar occasion when one Mr Siddappa had been transferred to this Municipality the same question arose and the Council had won its point then The attitude of the Government was practically curtailing the powers of the Council Hence they should all support the resolution moved by Mr M K Narayana Iyengar

8) Mr K M Naganna said that he had to oppose the proposition on account of the wavering policy of the Council When the Government had not heeded to their objection to the Trust Board, the Council had coolly accepted the situation and had suggested certain amendments But now they were insisting upon re-iterating their resolution

9) Then the proposition was put to vote and passed, 9 voting For and 5 Against

10) Mr K M Naganna demanded Poll and Mr A J Khaleel supported it

11) Messrs M K Narayana Iyengar, H C Suryanarayana Rao, P V Ramachandra Gupta, K Shamarajiengar, H B Shankarappa, S Visvamurthy K N Ramaswami, G Nanjappa and Mrs Dwarakabai Vedantam, all voted For and Messrs. M V Veerappa, K M Naganna, C Chenniah, A J Khaleel, A K Jayamuthuraju, and Ramalal Thiwari voted against

(2) The result of Poll was 9 for and 6 against...

Sd M. A Gopalaswamy Iyengar,
Hon. President

"Copy"

Municipal Commissioner

BANGALORE CITY MUNICIPALITY

GEN & REV SECRETARIAT 8559/L 23 JUL 1945

No A5 C 349/42

Encl

MUNICIPAL OFFICES, G BRANCH

Bangalore 26th June 1945

FROM

K SUBBA RAO, Esq, B A,
MUNICIPAL COMMISSIONER
BANGALORE CITY

To

C Narayanaswamy Naidu, Esq, B A, B L,
Legal Remembrancer and Secretary to the
Government of Mysore, Law Department,
Bangalore

SIR,

In continuation of this office letter No A5 C 349/42 dated 2-5-1945 in the matter of taking Mr K Chandulal, on duty in this Municipality and to disburse his pay, I have the honour to request the favour of early orders of Government in the matter

I have the honour to be,
Sir,
Your most obedient servant,

K Subba Rao
Municipal Commissioner

Forwarded with compliments

M A Gopalaswamy Ayyangar
Hon President
26/6/45

Submitted

This was submitted herewith in Dy No 7231/L

26/6

8551/L

L-957-ML62-4529

10/8/45

To

The Municipal Commr. Bombay City

(Through the President)

Sir,

With reference to the correspondence ending with your letter No AS-6 344/42 dated 26-6-45, requesting orders of Govt ~~on the resolution dated~~ in the matter of taking Mr R Chandulal to duty in the City Municipality and disbursing his pay, I am directed to state that the orders of Government communicated in yr No L 5151-3/ML 10-44-33, dated 28-11-44, & L 7933/ML 10-44-111 of 4-4-45 may be given effect to. Mr R Chandulal, Asstt Accr, may be continued in the Bombay City Municipality as

The City Municipal Council have not yet given effect to the orders of Govt. They have again reiterated

ordered thereon and his pay may also be
kindly arranged to be disbursed immediately
He may be given the grade pay of the appointed
as Asstt Law together with the
allowances attached to the post of
the new appointment from
Asstt Secy 31/12

Memo no:- No 2958 10/8/41
with Original Letter to the Employee
for information and necessary action
from
Asstt Secretary

8557/L

No L-957
ML-82-45-9

From

10th August 1945.

The Additional Secretary

To,

The Municipal Commissioner,
Bangalore City,
Through the President, City Municipal Council, Bangalore

Sir,

With reference to the correspondence ending with your letter No.45.6.349/42 dated 26th June 1945, requesting orders of Government in the matter of taking Mr. K. Chandulal to duty in the City Municipality and disbursing his pay, I am directed to state that the orders of Government communicated in G O.No. L.5151-3/M1.10-44-35, dated 28th November 1944 and No.L.9933/ M1.10-44-115 dated 4th April 1945 may be given effect to. Mr. K. Chandulal, Amildar, may be continued in the Bangalore City Municipality ordered therein and his pay may also be kindly arranged to be disbursed immediately. He may be given the grade pay of his appointment as Amildar together with the allowances attached to the post of the Revenue Officer,

p.t o.

The City Municipal Council have not yet given effect to the orders of Govt. They have again addressed

Bangalore City.

I have the honour to be,
Sir,
Your most obedient servant,

Sd/- J. Mallaradhya
Additional Secretary to Government.

Memo No L-958

Dated, Bangalore, 10th August 1945.

Copy of the above is forwarded with compliments to the Comptroller to Government for information

By Order,

for Additional Secretary to Government

Spare Copy

8551/L

Note

ADR Leg) 29/7/45

In connection with the revision of assessment on lands and buildings in Bangalore city, sanction was accorded, vide G.O. No L 5151-3-MI 10-44-33, dated 28-11-44, to the employment of two officers of the status of Amildars in the city Munds with the direction that one of the posts may be filled up by the appointment of the present Revenue Officer of the Municipality as Assessor, the other post being filled up by a senior Amildar of the Revenue Dept.

Accordingly Messrs R Chandulal and N Choodappa, Amildars were posted to the city Municipality, where they have joined duty.

Mr G Choodappa, Amildar, has been taken to duty, & Post ~~Whole~~ the city Municipal Council have protested against the posting of Mr G Chandulal, Amildar, as they wanted to promote, one Mr G Annadanappa, acting Supdt. as 30/7/45 Revenue Officer.

Again the city Municipal Council, again, wired to have their own nominee as Revenue Officer, but in this office letter No L 9933 dated 4-4-45, the Municipal Commr was ~~formally~~ informed that the previous orders of Govt would not be modified.

The city Municipal Council have not yet given effect to the orders of Govt. They have again reiterated

their old resolution to have their own nominee as Revenue Officer and they have gone to the extent of resolving that the pay of Mr Chandulal, Amildar, should not be ~~disbursed~~ disbursed from out of Municipal Funds Mr Chandulal is without his pay from 9-4-45 on which date he joined duty in the City Municipality The situation has developed into a deadlock, owing to the fact that the City Municipal Council are not inclined to give effect ~~even~~ to the definite orders of Govt in this behalf

Kind reference is requested to para 7 of the City Municipal Council proceedings, dated 23-4-45 which runs as follows :-

This question involved the question of appointment of the Revenue Officer - Who was the authority to appoint the Revenue Officer had to be determined In this case it was clear the power of appointment vested in the Council and it was not right for the Govt to thrust another over the head of their resolution " The Municipality has a feeling that the Govt have encroached on its statutory powers of appointment

Under section 68 of the City Municipalities Act, 1933, the Municipal Council is competent to appoint an Assessor for assessing Taxes, subject to the sanction of the Govt But under section 234 of the said

~~There previous resolution regard to the Act~~

Act, Government may take power to appoint Chief Officer, Health Officer and Municipal Engineer in the case of any Municipal Council. The Chief Officer is a statutory officer of the Municipality and there is no provision in the Act in regard to the posting of the Revenue Officers to the City Municipalities. The Act has therefore to be suitably amended to this extent so as to enable Govt to appoint Revenue Officers also. Action in this behalf is being taken separately, on the lines of the Madras City Municipalities Act.

~~Section 224 of the Madras City Municipalities Act gives power to Govt to provide for the performance of any duty, under the Act in default of the City Mcl~~ Under Section 75 of the Act casts an obligation on the Municipality to revise the assessment list once in four years. But the City Municipal Council have not done so for nearly 6½ years, thus violating a statutory provision. The action of Govt in issuing two Auditors to the Municipality seems justified under section 224 of the Act.

~~with a view to solve~~

The following alternative proposals to arrive at a satisfactory solution of the question, are for-

Consideration

1) to write a letter to the Municipal Commr explaining to him that orders of Govt communicated in G.O No L5157-3 M/10-44-2 dated 28-11-44, were passed after discussing the question in detail with the then Municipal Commr and the Municipal President and that the G.O is in accordance with the concurrent decision, and compromise arrived at at the Meeting, and that the same may be given effect to as there is no intention on the part of Govt to encroach on the powers

2) to overrule the resolution of the Municipal Council and authorise the Municipal Commr to disburse the pay of the contractor Mr Chandulal. This course of action may however invite adverse comments and result in some censure of Municipal Councillors (vide powers of the Municipal Council proceedings) which they have no power to do under that section.

proposal No I may perhaps be tried in the first instance, as there is a flaw in the Act which requires to be amended before taking corrective action

Sec 224 of Municipal Act deals with

see Section 224

xxx

Dated 23/7/

1917.

Dated